

House Amendment 1077

PAG LIN

1 1 Amend House File 644 as follows:
1 2 ~~#1.~~ Page 1, by inserting after line 22, the
1 3 following:
1 4 <Sec. _____. Section 43.14, Code 2005, is amended to
1 5 read as follows:
1 6 43.14 FORM OF NOMINATION PAPERS.
1 7 1. Nomination papers shall include a petition and
1 8 an affidavit of candidacy. All nomination petitions
1 9 shall be eight and one-half by eleven inches in size
1 10 and in substantially the form prescribed by the state
1 11 commissioner of elections. They shall include or
1 12 provide spaces for the following information:
1 13 a. A statement identifying the signers of the
1 14 petition as eligible electors of the appropriate
1 15 county or legislative district and of the state.
1 16 b. The name of the candidate nominated by the
1 17 petition.
1 18 c. For nomination petitions for candidates for the
1 19 general assembly, a statement that the residence of
1 20 the candidate is within the appropriate legislative
1 21 district, or if that is not true, that the candidate
1 22 will reside there within sixty days before the
1 23 election. For other offices, a statement of the name
1 24 of the county where the candidate resides.
1 25 d. The political party with which the candidate is
1 26 a registered voter.
1 27 e. The office sought by the candidate, including
1 28 the district number, if any.
1 29 f. The date of the primary election for which the
1 30 candidate is nominated.
1 31 ~~2.~~ Signatures on a petition page shall be counted
1 32 only if the ~~required~~ information required in
1 33 ~~subsection 1~~ is written or printed at the top of the
1 34 page. Nomination papers on behalf of candidates for
1 35 seats in the general assembly need only designate the
1 36 number of the senatorial or representative district,
1 37 as appropriate, and not the county or counties, in
1 38 which the candidate and the petitioners reside. A
1 39 signature line shall not be counted if the line lacks
1 40 the signature of the eligible elector and the signer's
1 41 address and city. ~~The person examining the petition~~
1 42 ~~shall mark any deficiencies on the petition and~~
1 43 ~~affidavit. A signature line shall not be counted if~~
1 44 ~~the signer's address is outside the boundaries of the~~
1 45 ~~district.~~
1 46 ~~2- 3.~~ The person examining the petition shall
1 47 mark any deficiencies on the petition and affidavit.
1 48 Signed nomination petitions and the signed and
1 49 notarized affidavit of candidacy shall not be altered
1 50 to correct deficiencies noted during examination. If
2 1 the nomination petition lacks a sufficient number of
2 2 acceptable signatures, the nomination petition shall
2 3 be rejected and shall be returned to the candidate.
2 4 4. The nomination papers shall be rejected if the
2 5 affidavit lacks any of the following:
2 6 a. The candidate's name.
2 7 b. The name of the office sought, including the
2 8 district, if any.
2 9 c. The political party name.
2 10 d. The signature of the candidate.
2 11 e. The signature of a notary public or other
2 12 officer empowered to witness oaths.
2 13 5. The candidate may replace a deficient affidavit
2 14 with a corrected affidavit only if the replacement
2 15 affidavit is filed before the filing deadline. The
2 16 candidate may resubmit a nomination petition that has
2 17 been rejected by adding a sufficient number of pages
2 18 or signatures to correct the deficiency. A nomination
2 19 petition and affidavit filed to replace rejected
2 20 nomination papers shall be filed together before the
2 21 deadline for filing.
2 22 Sec. _____. Section 45.5, Code 2005, is amended to
2 23 read as follows:
2 24 45.5 FORM OF NOMINATION PAPERS.

2 25 1. Nomination papers shall include a petition and
2 26 an affidavit of candidacy. All nomination petitions
2 27 shall be eight and one-half by eleven inches in size
2 28 and shall be in substantially the form prescribed by
2 29 the state commissioner of elections. They shall
2 30 provide spaces for the following information:
2 31 a. A statement identifying the signers of the
2 32 petition as eligible electors of the appropriate ward,
2 33 city, county, or legislative district, or other
2 34 district, and of the state of Iowa.
2 35 b. The name of the candidate nominated by the
2 36 petition.
2 37 c. A statement that the candidate is or will be a
2 38 resident of the appropriate ward, city, county, school
2 39 district, or legislative or other district as required
2 40 by section 39.27.
2 41 d. The office sought by the candidate, including
2 42 the district number, if any.
2 43 e. The name and date of the election for which the
2 44 candidate is nominated.
2 45 2. Signatures on a petition page shall be counted
2 46 only if the ~~required~~ information required in
2 47 subsection 1 is written or printed at the top of the
2 48 page. Nomination papers on behalf of candidates for
2 49 seats in the general assembly need only designate the
2 50 number of the senatorial or representative district,
3 1 as appropriate, and not the county or counties, in
3 2 which the candidate and the petitioners reside. A
3 3 signature line in a nomination petition shall not be
3 4 counted if the line lacks the signature of the
3 5 eligible elector and the signer's address and city.
3 6 ~~The person examining the petition shall mark any~~
3 7 ~~deficiencies on the petition. A signature line shall~~
3 8 ~~not be counted if the signer's address is outside the~~
3 9 ~~boundaries of the appropriate ward, city, county,~~
3 10 ~~legislative district, or other district.~~
3 11 ~~2- 3.~~ The pages of the petition shall be securely
3 12 fastened together to form a single bundle. Nomination
3 13 petitions that are not bound shall be returned without
3 14 further examination. The state commissioner shall
3 15 prescribe by rule the acceptable methods for binding
3 16 nomination petitions.
3 17 ~~3- 4.~~ The person examining the petition shall
3 18 mark any deficiencies on the petition. Signed
3 19 nomination petitions and the signed and notarized
3 20 affidavit of candidacy shall not be altered to correct
3 21 deficiencies noted during the examination. If the
3 22 nomination petition lacks a sufficient number of
3 23 acceptable signatures, the nomination papers shall be
3 24 rejected and returned to the candidate.
3 25 5. The nomination papers shall be rejected if the
3 26 affidavit lacks any of the following:
3 27 a. The candidate's name.
3 28 b. The name of the office sought, including the
3 29 district, if any.
3 30 c. The signature of the candidate.
3 31 d. The signature of a notary public or other
3 32 officer empowered to witness oaths.
3 33 6. The candidate may replace a deficient affidavit
3 34 with a corrected one only if the replacement is filed
3 35 before the filing deadline. The candidate may
3 36 resubmit a nomination petition that has been rejected
3 37 by adding a sufficient number of pages or signatures
3 38 to correct the deficiency. A nomination petition and
3 39 affidavit filed to replace rejected nomination papers
3 40 shall be filed together before the deadline for
3 41 filing.
3 42 Sec. _____. Section 45.6, subsection 3, Code 2005,
3 43 is amended to read as follows:
3 44 3. All signers, for all nominations, of each
3 45 separate part of a nomination petition, shall reside
3 46 in the appropriate ward, city, county, school
3 47 district, ~~or~~ legislative district, or other district
3 48 as required by section 45.1.>
3 49 #2. Title page 1, line 2, by inserting before the
3 50 word <prohibiting> the following: <modifying
4 1 signature requirements on nomination petitions,>.
4 2 #3. By renumbering as necessary.
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4 6 HUSER of Polk
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4 10 GASKILL of Wapello
4 11 HF 644.702 81
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